

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF NEVADA**

MARIA CARVAJAL ROBLES,

Plaintiff,

v.

GREENPOINT MORTGAGE FUNDING,  
 INC., *et al.*,

Defendants.

3:12-cv-40-RCJ-VPC

**ORDER**

On January 6, 2012, Plaintiff Maria Carvajal Robles filed a complaint in Nevada state court against Defendants GreenPoint Mortgage Funding, Inc.; Marin Conveyancing Corporation; Mortgage Electronic Registration Systems, Inc. ("MERS"); Old Republic Default Management Services; and Mortgage Law Firm, PLLC. (Compl. (#1-1) at 1). The complaint contains three causes of action related to the foreclosure of Plaintiff's home. (*Id.* at 16-19). The complaint was later removed to this Court on January 20, 2012. (Pet. for Removal (#1)).

Defendants GreenPoint Mortgage Funding and Marin Conveyancing Corporation filed a Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) on February 3, 2012. (Mot. to Dismiss (#4)). Defendant MERS then filed a Motion to Dismiss pursuant to Fed. R. Civ. P. 12(b)(6) on March 7, 2012. (Mot. to Dismiss (#7)). Plaintiff failed to respond to either Motion to Dismiss.

Under Nevada Local Rule 7-2(d), "[t]he failure of an opposing party to file points and authorities in response to any motion shall constitute a consent to the granting of the motion." The "[f]ailure to follow a district court's local rules is a proper ground for dismissal." *Ghazali v. Moran*, 46 F.3d 52, 53 (9th Cir. 1995).

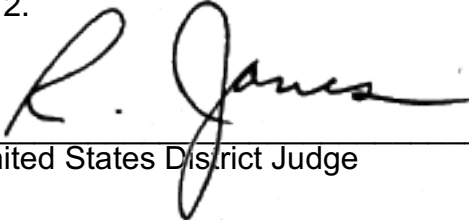
Plaintiff here failed to file a response to the Motions to Dismiss. Under Nevada Local

1 Rule 7-2(d), Plaintiff is therefore deemed to consent to the granting of these motions.  
2 Accordingly, the Court dismisses the complaint against Defendants GreenPoint Mortgage,  
3 Marin Conveyancing Corporation, and MERS with prejudice.

4 For the foregoing reasons, IT IS ORDERED that GreenPoint Mortgage Funding and  
5 Marin Conveyancing Corporations' Motion to Dismiss (#4) is GRANTED and the complaint is  
6 dismissed against these Defendants with prejudice.

7 IT IS FURTHER ORDERED that MERS' Motion to Dismiss (#7) is GRANTED and the  
8 complaint is dismissed against MERS with prejudice.

9  
10 DATED: This 3rd day of August, 2012.

11  
12   
13 \_\_\_\_\_  
14 United States District Judge  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28